IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPLICATION NO.3425 OF 2004
IN
CRIMINAL APPEAL NO.540 OF 2003

Himayu Mohamed Hanif Dolare — Applicant (Org.Accd.No.1)

Vs.

The State of Maharashtra — Respondent

Mr. A.P. Mundargi with Mr. Ganesh Gole for applicant.
Smt.V.R. Bhosale, APP for State.

CORAM : S.S. PARKAR & R.S. MOHITE, JJ.

Date : August 16, 2004.

P.C.:

1. Heard. This application is for extension of temporary bail granted to the applicant on the ground of his wife's illness. It is stated that after the grant of previous application for temporary bail and before the applicant was actually released on bail his mother died on 4th July 2004. Therefore, there is no other person to take care of the applicant's wife. Moreover, there is a child aged about 5 years who has to be looked after by ailing wife of the applicant. Certificate dated 30th July 2004 of the doctor is annexed stating therein that the applicant's wife would require psychiatric treatment for three months.

2. Mr. Mundargi states that the applicant can be given extension for last time and he shall surrender at the end of the extended time granted by this court and shall not ask for further extension of time.

3. In the circumstances, we allow this application and extend the period of temporary bail, granted to the applicant previously, by further period of four weeks on same condition laid down in the previous order dated 28th June 2004 in Cri.Application No.952/2004. The applicant shall surrender to the jail authority at the expiry of the extended bail.

(S.S. Parkar, J.)

(R.S. Mohite,J.)